



CANNON BUILDING  
861 SILVER LAKE BLVD., SUITE 203  
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE  
**DEPARTMENT OF STATE**

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500  
FAX: (302) 739-2711  
WEBSITE: WWW.DPR.DELAWARE.GOV

<b>PUBLIC MEETING MINUTES:</b>	<b>Board of Speech Pathology, Audiology and Hearing Aid Dispensers</b>
<b>MEETING DATE AND TIME:</b>	<b>Wednesday, May 12, 2010 at 2:00 p.m.</b>
<b>PLACE:</b>	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B</b> , second floor of the Cannon Building
<b>MINUTES APPROVED</b>	June 9, 2010

**MEMBERS PRESENT**

Illene Courtright, Professional Member, President  
Dr. Mary Ann Connolly-Gaskin, Professional Member, Secretary  
Dr. Michael Michelli, Professional Member  
Regina Bilton, Professional Member  
Dr. Jennifer Xenakes, Professional Member  
Carol Guilbert, Public Member  
George Christensen, Public Member  
Maisha Britt, Public Member

**DIVISION STAFF**

Eileen Heeney, Deputy Attorney General  
Shauna Slaughter, Administrative Specialist II

**ALSO PRESENT**

Vera Sitze, Court Reporter, Wilcox & Fetzer  
Eileen DePalma  
Annette Walls  
Yvonne Mejia-Hershberger  
Tatiana Guile  
Judith Anderson  
Tanya Coats

**CALL TO ORDER**

Ms. Courtright called the meeting to order at 2:03 p.m.

**REVIEW OF MINUTES**

The Board reviewed the minutes from the March 10, 2010 meeting. Mr. Christensen made a motion, seconded by Dr. Xenakes, to approve the minutes as presented. Motion unanimously carried.

## **UNFINISHED BUSINESS**

### **Strategic Plan**

Dr. Michelli advised the Board of a new hearing aid that will become available in the near future and will be able to be adjusted via phone. Dr. Michelli believes that the Board needs to begin to address the issue of telepractice sooner rather than later. The other members agreed with Dr. Michelli. The Board would also like to put a communication out to licensees reminding them that telepractice is not currently allowed in Delaware. He will put together some language for a mass email and send it to Ms. Heeney for review.

### **Joint Sunset Committee**

Ms. Slaughter advised the Board that the Joint Sunset Committee sent a letter to the Board to advise that the Board has been released from Sunset Review; however, the Board is expected to continue working on the recommendations made by the Joint Sunset Committee.

### **Sign Order from Rule to Show Cause Hearing Held March 10, 2010 for Joseph DeSimone, Jr.**

The board members who attended the hearing affixed their signatures to the Order.

### **Sign Order from Rule to Show Cause Hearing Held March 10, 2010 for Joanne Green**

The board members who attended the hearing affixed their signatures to the Order.

### **Sign Order from Rule to Show Cause Hearing Held March 10, 2010 for Donna Fenton**

The board members who attended the hearing affixed their signatures to the Order.

## **NEW BUSINESS**

### **Review Permanent Speech Pathologist Applications**

The Board reviewed Stacy Lathrop's application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application. Motion unanimously carried.

The Board reviewed Wendy Lewis' application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application. Motion unanimously carried.

The Board reviewed Lauren Oakley's application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application. Motion unanimously carried.

The Board reviewed Peter Sullivan's application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application. Motion unanimously carried.

The Board reviewed Tiffany Wagner's application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application. Motion unanimously carried.

Review Permanent Hearing Aid Dispenser Applications

The Board reviewed John Ferrante's application for a permanent hearing aid dispenser license. Dr. Michelli made a motion, seconded by Dr. Connolly-Gaskin, to table the application to inform Mr. Ferrante that his application cannot be reviewed by reciprocity because Pennsylvania does not issue a license for hearing aid dispensers, instead they issue a Certificate of Registration. This process is not considered substantially similar to Delaware's licensing process. Mr. Ferrante will be allowed the opportunity to apply for a temporary license. Motion unanimously carried.

Review Temporary Speech Pathologist Applications

The Board reviewed Judith Anderson's application for a temporary speech pathologist license. Mr. Christensen made a motion, seconded by Dr. Michelli, to approve the application. Motion unanimously carried.

Review of Continuing Education Activities

Ms. Guilbert made a motion, seconded by Ms. Bilton, to approve the following continuing education as noted:

Sponsor: Health ED  
Activity: Adults & Older Adolescents with Asperger's, High-Functioning Autism & NLD  
Contact Hours: 6 CS

Sponsor: Health ED  
Activity: Mental Health Issues in Older Adults  
Contact Hours: 6 CS

Sponsor: Interton  
Activity: Commercial Product & Software Training  
Contact Hours: 3 CS

Sponsor: Healthcare Information Network, Inc.  
Activity: How MDS 3.0 & RUGs IV Impact SNF PPS  
Contact Hours: 6 PG

Sponsor: Christiana Care Health Services  
Activity: Electroneurography  
Contact Hours: 1 PG

Sponsor: ProStep Rehabilitation  
Activity: Dysphagia & the Early Stages of Dementia  
Contact Hours: 1 CS

Licensee: Terese Cooley  
Sponsor: DE Health and Social Services, Division of Public Health  
Activity: 2010 Delaware's Still Listening Conference  
Contact Hours: 1.75 PG & 3 CS

Licensee: Laurie Turtoro  
Sponsor: Department of Education  
Activity: Early Childhood Outcomes Training

Contact Hours: Tabled – Need complete agenda

Licensee: Juliet Bercaw  
Sponsor: Brandywine School District  
Activity: Picture Exchange Communication System Advanced Training  
Contact Hours: 13 CS

Licensee: Juliet Bercaw  
Sponsor: National Training Institute on Effective Practices  
Activity: Addressing Challenging Behavior  
Contact Hours: 15 CS

Licensee: Juliet Bercaw  
Sponsor: Brandywine School District  
Activity: Advanced Applied Behavior Analysis Training  
Contact Hours: Tabled – Need complete agenda

Licensee: Juliet Bercaw  
Sponsor: Brandywine School District  
Activity: LIPS – Lindamood-Bell Training  
Contact Hours: 21 CS

Licensee: Christine Virion  
Sponsor: Christiana Care  
Activity: Lee Silverman Voice Treatment (LSVT)  
Contact Hours: 1 CS

Motion unanimously carried.

#### Review Request for Extension of Temporary Hearing Aid Dispenser License

The Board reviewed Edmund Sugzdinis' request for an extension of his temporary hearing aid dispenser license. Dr. Xenakes made a motion, seconded by Dr. Connolly-Gaskin, to approve the request. Motion unanimously carried.

#### Assign Complaint Contact

Dr. Xenakes agreed to be the contact person for complaint number 30-01-10.

### **HEARINGS**

#### Rule to Show Cause Hearing 2:30 p.m. – Eileen DePalma

At 2:57 p.m., Ms. Heeney called the rule to show cause hearing to order for Eileen DePalma. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; CE log and attachments submitted by Ms. DePalma; Board Exhibit 2 – Multiple CE certificates provided by Ms. DePalma. Ms. Heeney verified with Ms. DePalma that she waived her right to be represented by counsel. Ms. DePalma was sworn and presented her case to the Board. Ms. DePalma answered questions asked by the Board. At 3:11 p.m., the Board went off the record for deliberations. At 3:16 p.m., the Board went back on the record to ask additional questions. At

3:22 p.m., the Board went off the record to continue deliberations. At 3:26 p.m., the Board went back on the record. Ms. Courtright made a motion, seconded by Ms. Guilbert, that the CE presented to the Board today by Ms. DePalma will be accepted to satisfy the requirement for the 2007-2009 licensure period and she will automatically be selected for audit during the 2011 and 2013 post renewal audits. Motion unanimously carried. The hearing concluded at 3:27 p.m.

Rule to Show Cause Hearing 2:45 p.m. – Tatiana Guile

At 3:29 p.m., Ms. Heeney called the rule to show cause hearing to order for Tatiana Guile. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; Notification of hearing attendance from Ms. Guile; and CE log and attachments submitted by Ms. Guile in response to the audit. Ms. Heeney verified with Ms. Guile that she waived her right to be represented by counsel. Ms. Guile was sworn and presented her case to the Board. Ms. Guile answered questions asked by the Board. At 4:02 p.m., the Board went off the record for deliberations. At 4:12 p.m., the Board went back on the record. Ms. Guilbert made a motion, seconded by Mr. Christensen, that Ms. Guile receive a letter of reprimand; she will automatically be selected for audit during the 2011 and 2013 post renewal audits; she will be required to provide proof of completion of the additional CE required to satisfy the 2007-2009 audit; and the additional CE cannot be used to satisfy the CE requirements for the 2011 post-renewal audit. Motion unanimously carried. The hearing concluded at 4:14 p.m.

Rule to Show Cause Hearing 3:00 p.m. – Yvonne Mejia-Hershberger

At 4:27 p.m., Ms. Heeney called the rule to show cause hearing to order for Yvonne Mejia-Hershberger. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; Notification of hearing attendance from Ms. Mejia-Hershberger; and CE log and attachments submitted by Ms. Mejia-Hershberger in response to the audit; Board Exhibit 2 – ASHA Registry. Ms. Courtright recused herself from the hearing. Ms. Heeney verified with Ms. Mejia-Hershberger that she waived her right to be represented by counsel. Ms. Mejia-Hershberger was sworn and presented her case to the Board. Ms. Mejia-Hershberger answered questions asked by the Board. At 4:43 p.m., the Board went off the record for deliberations. At 5:05 p.m., the Board went back on the record. Ms. Guilbert made a motion, seconded by Mr. Christensen, that the 2 CE hours for the course entitled FM System and Speech-Language Pathologist: A Parental Partnership will be accepted to make-up the deficiency to satisfy the requirement for the 2007-2009 licensure period; Ms. Mejia-Hershberger will receive a letter of reprimand; she will automatically be selected for audit during the 2011 and 2013 post renewal audits; and the additional CE cannot be used to satisfy the CE requirements for the 2011 post-renewal audit. Motion unanimously carried. The hearing concluded at 5:07 p.m.

Rule to Show Cause Hearing 3:15 p.m. – Annette Walls

At 5:10 p.m., Ms. Heeney called the rule to show cause hearing to order for Annette Walls. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; and CE log and attachments submitted by Ms. Walls in response to the audit; Board Exhibit 2 – ASHA agenda and a letter from Ms. Walls. Ms. Heeney verified with Ms. Walls that she waived

her right to be represented by counsel. Ms. Walls was sworn and presented her case to the Board. Ms. Walls answered questions asked by the Board. At 5:24 p.m., the Board went off the record for deliberations. At 5:37 p.m., the Board went back on the record. Ms. Courtright made a motion, seconded by Mr. Christensen, that Ms. Walls provide proof of completion for 7.5 hours of CE in clinical skills within 30 days to make-up the deficiency to satisfy the requirement for the 2007-2009 licensure period; she will automatically be selected for audit during the 2011 and 2013 post renewal audits; the additional CE cannot be used to satisfy the CE requirements for the 2011 post-renewal audit; and if Ms. Walls fails to provide proof of the 7.5 hours of CE to make-up the deficiency, the Board reserves the right to take further action. Motion unanimously carried. The hearing concluded at 5:39 p.m.

### **Correspondence**

#### **Review Email Response from Jim Morris Regarding HAD Licensure Requirements**

The Board reviewed an email response sent by Jim Morris regarding the letter the Board mailed to him in March. The Board stated that its primary objective is to protect the public and that it is not the Board's role to assist potential licensees with finding sponsors. Ms. Heeney will draft a letter to respond to Mr. Morris.

### **Other Business before the Board**

Ms. Slaughter advised the Board that she has accepted another position within the division and she will no longer be a board liaison. She will be attending meetings until her replacement is hired and trained.

### **Public Comment**

There was no public comment.

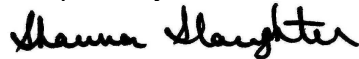
### **Next Scheduled Meeting**

The next meeting will be held on Wednesday, June 9, 2010, at 2:00 p.m., in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

### **Adjournment**

Dr. Michelli made a motion, seconded by Mr. Christensen, to adjourn. There being no further business before the Board, the meeting adjourned at 5:49 p.m.

Respectfully submitted,



Shauna Slaughter  
Administrative Specialist II